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February 24, 2009

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, Suite TW-A325
Washington, DC 20554

Via Electronic Filing

Re: EB Docket No. 06-36

Dear Ms. Dortch:

Enclosed for electronic filing is TC3 Telecom, Inc.'s annual customer proprietary network information certification under 47 C.F.R. §64.2009(e) in compliance with the Federal Communications Commission's EPIC CPNI Order in CC Docket No. 96-115 and WC Docket No. 04-36 and the Public Notice DA 09-240 in EB Docket No. 06-36 issued on February 13, 2009.

Please contact me if you have any question regarding this electronic filing.

Yours truly,

Field Law Group, PLLC

Hai Jiang

HJ/tab
Enclosure

Cc: Joseph Mattausch
FCC Enforcement Bureau
Best Copy and Printing, Inc.

Annual 47 C.F.R. § 64.2009(e) CPNI Certification

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2009

Date filed: 2/23/09

Name of company covered by this certification: TC3 Telecom, Inc.

Form 499 Filer ID: 824782

Name of signatory: Joseph P. Mattausch

Title of signatory: President

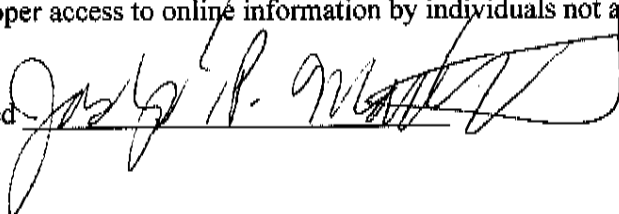
I, Joseph P. Mattausch, certify that I am an officer of TC3 Telecom, Inc. (TC3), and acting as an agent of TC3, that I have personal knowledge that TC3 has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how TC3's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

TC3 has not taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year.

TC3 has not received any customer complaints in the past year concerning the unauthorized release of CPNI (number of customer complaints a company has received related to unauthorized access to CPNI, or unauthorized disclosure of CPNI, broken down by category or complaint, *e.g.*, instances of improper access by employees, instances of improper disclosure to individuals not authorized to receive the information, or instances of improper access to online information by individuals not authorized to view the information).

Signed



February 24, 2009

TC3 Telecom Customer Proprietary Network Information (CPNI) Policy

Following are the processes and procedures as implemented by TC3 Telecom to protect Customer Proprietary Network Information (CPNI) as required by the FCC.

- TC3 Telecom customer account information, including information such as call detail records, account balances and transactions, etc. are not released to 3rd parties or without proper customer authentication as defined below.
 - Customer information, such as Caller ID, Caller Name Delivery, Directory Listing information, etc., is excluded from the procedures defined below.
- Customer Call Detail Record (CDR) Request
 - A customer must submit a request for CDR's in writing or via E-mail. The request should contain the following information:
 - The name and address of the customer, as listed on the account,
 - The date(s) and time(s) of the call records being requested. Up to 5 dates may be requested at no charge. Additional charges will apply for requests of more than 5 dates,
 - The telephone number of the called or calling party, if known,
 - The requested method for delivery of the CDR's, either pickup at the TC3 Telecom office, or via postal mail to the address as listed in the customer's account. The CDR's cannot be E-mailed or communicated verbally over the phone.
 - A brief explanation of why the records are being requested,
 - TC3 Telecom will provide the CDR's via the method requested by the customer within 10 business days. If the customer is picking up the CDR's at the TC3 Telecom office, they must provide a photo ID at the time of pick up.
- Non-CDR Customer Information Request
 - A customer may request Non-CDR account information, such as account balances, payments, etc. via writing, E-mail, telephone, or in person.
 - TC3 Telecom will provide the requested information in one of the following manners as directed by the customer:
 - Via postal mail to the address as listed in the customer's account,
 - Customer pick up at the TC3 Telecom office, upon presentation of a photo ID.
- Online CDR and Non-CDR Customer Information

- TC3 Telecom customers are provided online access to Non-CDR customer information. The customer is provided a username and password for accessing the information. CDR customer information is not available online.
- Notice of Account Changes
 - When a customer initiates a call to TC3 Telecom requesting a change to their account information or password, TC3 Telecom must respond with a notification back to the customer. The notification can be a voicemail or postal mail to the customer's address of record.
 - Because of this requirement, a customer initiated telephone request to change address information or a password mandates a call back to the phone number of record to confirm the change. Leaving a voice mail is an acceptable conformation. If the customer does not answer, and there is no voice mail, then a conformation letter must be sent to the address of record.
- Distribution of CDR and Non-CDR Customer Information for Marketing Purposes
 - TC3 Telecom does not allow the release of CDR and Non-CDR customer to marketing companies.